

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

AARON P. FINNEY

v.

CAROLYN W. COLVIN,
Acting Commissioner,
Social Security Administration

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CIVIL ACTION

NO. 12-5095

ORDER

AND NOW, this 10th day of January, 2014, upon consideration of Plaintiff's Brief in Support of Plaintiff's Motion for Summary Judgment (Docket No. 12), Defendant's response thereto, and Plaintiff's reply, and after careful review of the Report and Recommendation of United States Magistrate Judge Thomas J. Rueter, to which the parties have filed no objections, **IT IS HEREBY ORDERED** as follows:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**;
2. Plaintiff's Request for Review is **GRANTED**, and the decision of the Commissioner of Social Security is **REVERSED**, to the extent that the matter is **REMANDED** to the Commissioner under sentence four of 42 U.S.C. § 405(g) for further proceedings consistent with the Magistrate Judge's Report; and
3. **JUDGMENT IS ENTERED** in favor of Plaintiff, reversing the decision of the Commissioner for the purpose of this remand only.

BY THE COURT:

/s/ John R. Padova

John R. Padova, J.